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DEC 21 2004

Patent Docket No. : P1726R1P1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Leonard Presta  Serial No.: 09/713,425  Filed: November 15, 2000  For: <b>POLYPEPTIDE VARIANTS WITH ALTERED EFFECTOR FUNCTION</b>	Group Art Unit: 1644  Examiner: David Saunders  Confirmation No: 3384  <b>CUSTOMER NO: 09157</b>  <b>CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)</b>  In accordance with 37 C.F.R. § 1.6(d), this correspondence addressed to Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 is being transmitted to facsimile No. 571-273-8300 Dated: <u>December 21, 2004</u> By: <u>Wm Lee</u> Wendy M. Lee
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NOTICE OF APPEAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated July 22, 2004, of the Primary Examiner finally rejecting claims 60-63 and 80-82.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$500 to cover the fees for this appeal and to charge the deposit account for any further fees in regard to this patent application. A duplicate copy of this Notice is enclosed for this purpose.

Respectfully submitted,  
GENENTECH, INC.

Date: December 21, 2004

By: Wm Lee  
Wendy M. Lee  
Reg. No. 40,378  
Telephone No. (650) 225-1994


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DEC 21 2004

Patent Docket No.: PI726R1P1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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